



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: **10/517,428**
Filing Date: April 5, 2006
Applicant: Olivier BRIQUE et al.
Group Art Unit: 2131
Examiner: Bryan F. Wright
Title: METHOD FOR SECURE DATA EXCHANGE BETWEEN
TWO DEVICES
Attorney Docket: 90500-000035/US

Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314
Mail Stop Amendment

August 22, 2008

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant hereby submits an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS, AND OTHER INFORMATION

The patents, publications and other information submitted for consideration by the Office (except unpublished U.S. patent applications) are listed on Form PTO-1449 attached hereto.

II. COPIES

A. ☒ Submitted herewith is a legible copy of (i) each foreign patent; (ii) each publication or that portion which caused it to be listed, other than U.S. patents and U.S. patent application publications unless required by the Office; (iii) for each cited pending unpublished U.S. application listed below in Section IV, the application specification including the claims, and any drawing of the application, or that portion of the application which caused it to be listed including any claims directed to that portion; and (iv) all other information or that portion which caused it to be listed.

B. ☐ Any patents, publications or other information which are listed on Form PTO-1449 or on the copies of Form PTO-892, but which are not enclosed herewith, were previously cited by or submitted to the PTO in one of the following applications which has been relied upon for an earlier filing date under 35 U.S.C. § 120:

U.S. Serial Number

08/25/2008 U.S. Filing Date
AWONHDF1 00000100 10517420
01 FC:1806

100.00 0P

C. ☐ Because the present application was/is being filed after June 30, 2003, no copies of the U.S. patents or U.S. patent application publications which are listed on the attached Form PTO-1449 are enclosed pursuant to the waiver of 37 C.F.R. § 1.98(a)(2)(i). Any foreign patent documents or non-patent literature listed on the attached Form PTO-1449 are enclosed herewith.

D. ☐ This is a PCT application in the entry of the National Phase in the United States. A copy of the International Search Report is attached for the Examiner's information. The documents listed on the International Search Report are listed on the attached Form PTO-1449 for consideration by the Examiner and for listing on any patent resulting from this application. Since the International Search Report was from the US, EPO, or JPO search authorities, copies of these references should have been supplied to the USPTO under the trilateral agreement and are believed to be in the file of the above-identified application. (MPEP 1893.03(g))

III. CONCISE EXPLANATION OF THE RELEVANCE (check at least one box)

A. ☒ Except as may be indicated below in (B), all of the patents, publications or other information are in the English language (concise explanation not required).

B. ☐ A concise explanation of the relevance of each patent, publication or other information listed that is not in the English language is as follows (see 37 C.F.R. § 1.98(a)(3)):

1. ☐ See the attached foreign patent office communication from a counterpart foreign application:
2. ☐ English translations are provided for:
3. ☐ Other:

C. ☐ The following additional information is provided for the Examiner's consideration.

IV. CROSS REFERENCE TO RELATED APPLICATION(S)

A. ☐ The Examiner is advised that the following co-pending application(s) contain(s) subject matter that may be related to the present application. By bringing this(these) application(s) to the Examiner's attention, Applicant(s) does(do) not waive the confidentiality provisions of 35 U.S.C. § 122.

Serial No.

Filing Date

Art Unit

V. THIS IDS IS BEING FILED UNDER

A. ☐ 37 C.F.R. § 1.97(b): (check only one box)

1. ☐ within three months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. § 1.53(d) (37 C.F.R. § 1.97(b)(1)). No fee or certification is required.

2. ☐ within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application (37 C.F.R. § 1.97(b)(2)). No fee or certification is required.

3. ☐ before the mailing of a first Office Action on the merits (37 C.F.R. § 1.97(b)(3)). No fee or certification is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e) below; or, if no certification has been made, charge our deposit account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).

4. ☐ before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No fee or certification is required.

B. ☒ 37 C.F.R. § 1.97(c): (check only one box)

☒ before the mailing date of either any Final Office Action under 37 C.F.R. § 1.113, a Notice of Allowance under 37 C.F.R. § 1.311, or an action that otherwise closes prosecution.

1. ☒ No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).

2. ☐ See the certification below. No fee is required.

C. ☐ 37 C.F.R. § 1.97(d):

☐ after the mailing date of either a Final Office Action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, yet on or before payment of the issue fee.

1. ☐ See the certification below. A fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).

VI. CERTIFICATION UNDER 37 C.F.R. § 1.97(e): (check only one box)

The undersigned hereby certifies that:

- A. ☐ each item of information contained in this IDS was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(1)). See further statement under 37 C.F.R. § 1.704(d) below in section VII, if applicable; or
- B. ☐ no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(2)).
- C. ☐ Some of the items of information were first cited in a communication from a foreign patent office. As to this information, the undersigned hereby certifies that each item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS.

VII. STATEMENT UNDER 37 C.F.R. § 1.704(d)

The undersigned hereby states that:

☐ each item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this IDS.

VIII. PAYMENT OF FEES (check only one box)

- A. ☐ No fee is believed to be due in light of the above-noted status or above-provided certification.
- B. ☒ A check in the amount of \$180.00 is enclosed for the above-identified fee.
- C. ☐ Please charge Deposit Account No. 08-0750 in the amount of \$180.00 for the above-indicated fee. A duplicate copy of this paper is attached.

The above references are being cited only in the interest of candor and without any admission that they constitute statutory prior art, contain matter which anticipates the invention, or which would render the same obvious, either singly or in combination, to a person of ordinary skill in the art. Furthermore, this Information Disclosure Statement shall not be construed as a representation that a search has been made.

If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition if necessary) and charge the appropriate fee to Deposit Account No. 08-0750.

Please charge any additional fees or credit any overpayment pursuant to 37 C.F.R. §§ 1.16 or 1.17 to Deposit Account No. 08-0750.

Respectfully submitted,

HARNESS, DICKEY, & PIERCE, P.L.C.

By 
Donald J. Daley, Reg. No. 34,313

P.O. Box 8910
Reston, Virginia 20195
(703) 668-8000

DJD/AZP/akp

~~pt~~

Enclosures: ☒ Form PTO-1449(s) (1 sheet(s))
☒ Documents
☒ Fee: \$180.00
☐ Other:

FEE TRANSMITTAL for FY 2008

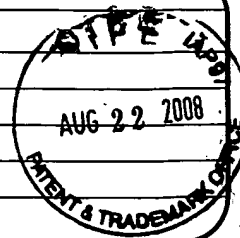
Effective 2/8/2006. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 180

Complete if Known

Application Number	10/517,428
Filing Date	April 5, 2006
First Named Inventor	Olivier BRIQUE et al.
Examiner Name	Bryan F. Wright
Art Unit	2131
Attorney Docket No.	90500-000035/US



METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)																																																																																																																																																															
<input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None				3. ADDITIONAL FEES <div style="display: flex; justify-content: space-between;"> Large Entity Small Entity </div> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet.</td><td></td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td>1812</td><td>2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1251</td><td>120</td><td>2251</td><td>60</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>1252</td><td>460</td><td>2252</td><td>230</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>1,050</td><td>2253</td><td>525</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1,640</td><td>2254</td><td>820</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2,230</td><td>2255</td><td>1,115</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>510</td><td>2401</td><td>255</td><td>Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>510</td><td>2402</td><td>255</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>1,030</td><td>2403</td><td>515</td><td>Request for oral hearing</td><td></td></tr> <tr><td>1452</td><td>510</td><td>2452</td><td>255</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>1453</td><td>1,540</td><td>2453</td><td>770</td><td>Petition to revive - unintentional</td><td></td></tr> <tr><td>1462</td><td>400</td><td>1462</td><td>400</td><td>Petition fee under 37 CFR 1.17(f)</td><td></td></tr> <tr><td>1463</td><td>200</td><td>1463</td><td>200</td><td>Petition fee under 37 CFR 1.17(g)</td><td></td></tr> <tr><td>1464</td><td>130</td><td>1464</td><td>130</td><td>Petition fee under 37 CFR 1.17(h)</td><td></td></tr> <tr><td>1807</td><td>50</td><td>1807</td><td>50</td><td>Processing fee under 37 CFR 1.17 (q)</td><td></td></tr> <tr><td>1806</td><td>180</td><td>1806</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td>180</td></tr> <tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>1809</td><td>810</td><td>2809</td><td>405</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr> <tr><td>1810</td><td>810</td><td>2810</td><td>405</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr> <tr><td>1801</td><td>810</td><td>2801</td><td>405</td><td>Request for Continued Examination (RCE)</td><td></td></tr> </tbody> </table>				Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid	1051	130	2051	65	Surcharge - late filing fee or oath		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.		1053	130	1053	130	Non-English specification		1812	2,520	1812	2,520	For filing a request for reexamination		1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action		1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action		1251	120	2251	60	Extension for reply within first month		1252	460	2252	230	Extension for reply within second month		1253	1,050	2253	525	Extension for reply within third month		1254	1,640	2254	820	Extension for reply within fourth month		1255	2,230	2255	1,115	Extension for reply within fifth month		1401	510	2401	255	Notice of Appeal		1402	510	2402	255	Filing a brief in support of an appeal		1403	1,030	2403	515	Request for oral hearing		1452	510	2452	255	Petition to revive - unavoidable		1453	1,540	2453	770	Petition to revive - unintentional		1462	400	1462	400	Petition fee under 37 CFR 1.17(f)		1463	200	1463	200	Petition fee under 37 CFR 1.17(g)		1464	130	1464	130	Petition fee under 37 CFR 1.17(h)		1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)		1806	180	1806	180	Submission of Information Disclosure Stmt	180	8021	40	8021	40	Recording each patent assignment per property (times number of properties)		1809	810	2809	405	Filing a submission after final rejection (37 CFR § 1.129(a))		1810	810	2810	405	For each additional invention to be examined (37 CFR § 1.129(b))		1801	810	2801	405	Request for Continued Examination (RCE)	
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1202	50	2202	25	Claims in excess of 20																																																																																																																																																															
1201	210	2201	105	Independent claims in excess of 3																																																																																																																																																															
1203	370	2203	185	Multiple dependent claim, if not paid																																																																																																																																																															
1204	210	2204	105	** Reissue independent claims over original patent																																																																																																																																																															
1205	50	2205	25	** Reissue claims in excess of 20 and over original patent																																																																																																																																																															
SUBTOTAL (2)					(\$) 0																																																																																																																																																														
<p><small>**or number previously paid, if greater; For Reissues, see above</small></p>																																																																																																																																																																			
				4. SEARCH/EXAMINATION FEES <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1111</td><td>510</td><td>2111</td><td>255</td><td>Utility Search Fee</td><td></td></tr> <tr><td>1112</td><td>100</td><td>2112</td><td>50</td><td>Design Search Fee</td><td></td></tr> <tr><td>1113</td><td>310</td><td>2113</td><td>155</td><td>Plant Search Fee</td><td></td></tr> <tr><td>1114</td><td>510</td><td>2114</td><td>255</td><td>Reissue Search Fee</td><td></td></tr> <tr><td>1311</td><td>210</td><td>2311</td><td>105</td><td>Utility Examination Fee</td><td></td></tr> <tr><td>1312</td><td>130</td><td>2312</td><td>65</td><td>Design Examination Fee</td><td></td></tr> <tr><td>1313</td><td>160</td><td>2313</td><td>80</td><td>Plant Examination Fee</td><td></td></tr> <tr><td>1314</td><td>620</td><td>2314</td><td>310</td><td>Reissue Examination Fee</td><td></td></tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL (4)</td> <td></td> <td>(\$) 0</td> </tr> </tbody> </table>				Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid	1111	510	2111	255	Utility Search Fee		1112	100	2112	50	Design Search Fee		1113	310	2113	155	Plant Search Fee		1114	510	2114	255	Reissue Search Fee		1311	210	2311	105	Utility Examination Fee		1312	130	2312	65	Design Examination Fee		1313	160	2313	80	Plant Examination Fee		1314	620	2314	310	Reissue Examination Fee		SUBTOTAL (4)					(\$) 0																																																																																																
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				<p>*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$180)</p>																																																																																																																																																															

SUBMITTED BY				Complete (if applicable)	
Name (Print/Type)	Donald J. Daley	Registration No. (Attorney/Agent)	34,313	Telephone	703.668.8000
Signature				Date	August 22, 2008

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.